ARIZONA DEPARTMENT OF TRANSPORTATION

CURRENT RULEMAKING ACTIVITIES

(Rule packages are listed alphabetically by topic)

Rule Package:	Arizona Adopt a Highway Maintenance Provider Program (New)		
Title: Chapter: Article(s): Section(s):	3, Department of Transportation - Highways6, Arizona Adopt a Highway Maintenance Provider Program (New)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>13 A.A.R. 209, January 26, 2007</u>		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to create rules regulating the Arizona Adopt a Highway Maintenance Provider Program (Also known as the "Arizona Adopt a Highway Sponsor Program").		
Comments:	jmquiroz@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	Rule Effective Date*:	To be determined

Rule Package:	Certification of Ignition Interlock Device Manufacturers and Installers (Amend)		
Title: Chapter: Article(s): Section(s):	17, Transportation 5, Department of Transportation - Commercial Programs 6, Ignition Interlock Devices R17-5-601 through R17-5-607, Appendix A, Appendix B, Appendix C, R17-5-608 through R17-5-610, Exhibit A, Exhibit B, R17-5-611 through R17-5-618 (As part of this rulemaking, other Sections may be added, deleted, or amended as necessary.)		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3245, September 8, 2006</u>		
	Notice of Proposed Rulemaking: 13 A.A.R. 1594, May 11, 2007		
	Notice of Oral Proceeding on Proposed Rulemaking: <u>13 A.A.R. 2178, June 22, 2007</u>		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to amend existing rules, and create additional rules, to incorporate recent legislative changes provided under Laws 2006, Ch. 271, §§ 3 and 6, which modifies the definitions of installer and manufacturer and requires certification by the Division before installing or offering for installation an ignition interlock device. The rules will provide for the administration, enforcement, certification, and decertification of ignition interlock device manufacturers and installers. Additionally, minor changes may be made to update any related citations, provide modernization in the rule drafting style, and improve the clarity, conciseness, and understandability of the rules.		
Comments:	jlindley@azdot.gov		
Close of Record:	July 25, 2007		
Council Date:	October 2, 2007 Rule Effective Date*: December 3, 2007		

Rule Package:	Certified Ignition Interlock Device Installer Reports (Amend)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses4, Driver Licenses		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3243, September 8, 2006</u>		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to amend existing rules to incorporate recent legislative changes provided under Laws 2006, Ch. 312, §§ 4 and 5, which: removes the eleventh month reporting requirement and establishes that an installer shall report to the Division each time the installer obtains information recorded by a certified ignition interlock device; and expands all existing references to a "treatment or screening facility," to include a "screening, education, or treatment facility." Additionally, minor changes may be made to update any related citations, provide modernization in the rule drafting style, and improve the clarity, conciseness, and understandability of the rules.		
Comments:	jlindley@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined Rule Effective Date*: To be determined		

Rule Package:	Child Passenger Restraint Systems (Amend)		
Title: Chapter: Article(s): Section(s):	 Department of Transportation - Title, Registration, and Driver Licenses Safety 		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>13 A.A.R. 2530, July 13, 2007</u> Notice of Proposed Rulemaking: <u>13 A.A.R. 2523, July 13, 2007</u> Notice of Final Rulemaking:		
Description:			
Comments:	ccook@azdot.gov		
Close of Record:	August 13, 2007		
Council Date:	October 2, 2007 Rule Effective Date*: December 3, 2007		

Rule Package:	Financial Responsibility (Insurance) (Repeal and New)		
Title: Chapter: Article(s): Section(s):	5, Department of Transportation - Commercial Programs5, Financial Responsibility and 8, Mandatory Insurance and Financial Responsibility		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 1565, May 12, 2006</u>		
	Notice of Proposed Rulemaking: 12 A.A.R. 3875, October 20, 2006		
	Notice of Final Rulemaking: 13 A.A.R. 858, March 16, 2007		
Description:	•		
Comments:	<u>ilindley@azdot.gov</u>		
Close of Record:	November 28, 2006		
Council Date:	March 6, 2007 Rule Effective Date*: March 6, 2007		

Rule Package:	Hazardous Materials Endorsement (New)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses7, Hazardous Materials Endorsements		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3076, August 25, 2006</u>		
	Notice of Proposed Rulemaking: 12 A.A.R. 3790, October 13, 2006		
	Notice of Final Rulemaking: 13 A.A.R. 684, March 2, 2007		
Description:	In accordance with 49 CFR 1572 and A.R.S. § 28-3103, the Division engages in this rulemaking to create rules requiring applicants to successfully pass a Security Threat Assessment, conducted by the Transportation Security Administration, before the Division will issue a Hazardous Materials Endorsement (HME).		
Comments:	jmquiroz@azdot.gov		
Close of Record:	November 13, 2006		
Council Date:	February 6, 2007 Rule Effective Date*: April 3, 2007		

Rule Package:	Hazardous Materials Transfer Applicants (New)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses 7, Hazardous Materials Endorsements		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3814, October 13, 2006</u> Notice of Proposed Rulemaking: <u>13 A.A.R. 1983, June 8, 2007</u> Notice of Final Rulemaking: <u>13 A.A.R. not yet published</u> , August 3, 2007		
Description:	In accordance with 49 CFR 1572 and A.R.S. § 28-3103, the Division engages in this rulemaking to create rules requiring that an applicant transferring a driver license from another state to Arizona successfully pass a Security Threat Assessment, conducted by the Transportation Security Administration, before the Division will issue a Hazardous Materials Endorsement.		
Comments:	jmquiroz@azdot.gov		
Close of Record:	July 10, 2007		
Council Date:	September 11, 2007	Rule Effective Date*:	November 11, 2007

Rule Package:	Hazardous Materials - Transporting (Amend)		
Title: Chapter: Article(s): Section(s):	5, Department of Transportation - Commercial Programs 2, Motor Carriers		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3245, September 8, 2006</u>		
	Notice of Proposed Rulemaking: 12 A.A.R. 3872, October 20, 2006		
	Notice of Final Rulemaking: 13 A.A.R. 1262, April 6, 2007		
Description:	The Division engages in this rulemaking to incorporate sections of the 2005 edition of the 49 CFR by reference into Arizona Motor Carrier Safety administrative rules. Changes are also made to ensure conformity to Arizona Administrative Procedures Act, Secretary of State, and Governor's Regulatory Review Council rulemaking format and style requirements.		
Comments:	ccook@azdot.gov		
Close of Record:	November 28, 2006		
Council Date:	March 6, 2007 Rule Effective Date*: May 5, 2007		

Rule Package:	Historical Society License Plate (Amend)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses3, Vehicle Registration		
A.A.R. Citation:	Notice of Exempt Rulemaking: 13 A.A.R. 1894, June 1, 2007		
Description:	The Division engages in this rulemaking to add an additional special organization plate to the rule. This rulemaking is exempt from the regular rulemaking process under A.R.S. § 41-1005(A)(5).		
Comments:	ccook@azdot.gov		
Close of Record:	Not applicable		
Council Date:	Not applicable	Rule Effective Date*:	June 1, 2007

Rule Package:	Lien Filing (Amend)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses2, Vehicle Title		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 12 A.A.R. 4904, December 29, 2006		
	Notice of Proposed Rulemaking: 13 A.A.R. 954, March 23, 2007		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking as a result of a Five-Year Review Report approved by the Governor's Regulatory Review Council on December 10, 1999. The Division proposes to amend the existing rules to conform to current statute, remove unneeded references, update related citations, and reflect modernization in rule drafting style. Changes are also made to ensure conformity to Arizona Administrative Procedures Act, Secretary of State, and Governor's Regulatory Review Council rulemaking format and style requirements.		
Comments:	ccook@azdot.gov		
Close of Record:	April 30, 2007		
Council Date:	August 7, 2007	Rule Effective Date*:	October 9, 2007

Rule Package:	Lifetime Disqualification Reinstatement (New)		
Title: Chapter: Article(s): Section(s):	 Department of Transportation - Title, Registration, and Driver Licenses Driver Licenses 		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 12 A.A.R. 4025, October 27, 2006		
	Notice of Proposed Rulemaking: <u>13 A.A.R. 510, February 23, 2007</u>		
	Notice of Final Rulemaking: 13 A.A.R. 2151, June 22, 2007		
Description:	The Division engages in this rulemaking to establish guidelines and conditions under which the Division may reduce a lifetime Commercial Driver License Disqualification.		
Comments:	ccook@azdot.gov		
Close of Record:	March 30, 2007		
Council Date:	June 5, 2007	Rule Effective Date*:	August 4, 2007

Rule Package:	Motor Fuel Taxes (Repeal)		
Title: Chapter: Article(s): Section(s):	 Department of Transportation - Administration Taxes 		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 12 A.A.R. 3075, August 25, 2006		
	Notice of Proposed Rulemaking: 13 A.A.R. 2519, July 13, 2007		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to repeal antiquated language within existing rules regulating motor fuel tax refunds and to create new rules under a new Chapter 8.		
Comments:	<u>imquiroz@azdot.gov</u>		
Close of Record:	September 7, 2007		
Council Date:	December 4, 2007	Rule Effective Date*:	February 2, 2008

Rule Package:	Motor Fuel Tax Refunds (New)		
Title: Chapter: Article(s): Section(s):	8, Department of Transportation - M 6, Motor Fuel Refunds	art of this rulemaking, otl	· ·
A.A.R. Citation:	Notice of Rulemaking Docket Opening: 13 A.A.R. 2531, July 13, 2007		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to create rules regulating Fuel Tax Refunds. The new rules will be created to ensure consistency with current state laws and reflect anticipated actions within the agency's five-year review report, approved by the Council on July 13, 2004.		
Comments:	jmquiroz@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	Rule Effective Date*:	To be determined

Rule Package:	Motor Vehicle Records (New)		
Title: Chapter: Article(s): Section(s):	4, Department of Transportation - Title, Registration, and Driver Licenses8, Motor Vehicle Records		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3570, September 29, 2006</u>		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to promulgate rules to prescribe identification and criterion requirements for requesting and releasing a Motor Vehicle Record.		
Comments:	ccook@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	Rule Effective Date*:	To be determined

Rule Package:	Overdimensional Permits - Escort Vehicles (Amend and New)		
Title: Chapter: Article(s): Section(s):	6, Department of Transportation - Overdimensional Permits1, General Provisions and 3, Safety Requirements		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3814, October 13, 2006</u>		
	Notice of Proposed Rulemaking: <u>12 A.A.R. 3883, October 20, 2006</u>		
	Notice of Final Rulemaking: 13 A.A.R. 866, March 16, 2007		
Description:	The Division and the Overdimensional Permit Council engage in this rulemaking to amend existing rules and to create additional rules incorporating recent legislative changes prescribed under Laws 2006, Ch. 219, §§ 1, 3, 4, 5, and 6. The proposed rules will provide further clarification on the new escort vehicle operator requirements and prescribe the electronic format that all affected local authorities shall use to provide the Division with all current local ordinances and rules relating to overdimensional permitting. Additionally, minor changes may be made to update any related citations, provide modernization in the rule drafting style, and improve the clarity, conciseness, and understandability of the rules.		
Comments:	jlindley@azdot.gov		
Close of Record:	November 20, 2006		
Council Date:	March 6, 2007 Rule Effective Date*: March 6, 2007		

Rule Package:	Rental Surcharge Reimbursement Program (New)		
Title: Chapter: Article(s): Section(s):	17, Transportation 4, Department of Transportation - T 3, Vehicle Registration R17-4-350	itle, Registration, and Dri	ver Licenses
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>13 A.A.R. 43, January 5, 2007</u>		
	Notice of Proposed Rulemaking: 13 A.A.R. 84, January 12, 2007		
	Notice of Final Rulemaking: 13 A.A.R. 2058, June 15, 2007		
Description:	The Division engages in this rulemaking to prescribe auditing procedures, records maintenance and other requirements necessary to administer the rental surcharge reimbursement program.		
Comments:	ccook@azdot.gov		
Close of Record:	February 22, 2007		
Council Date:	June 5, 2007	Rule Effective Date*:	August 4, 2007

Rule Package:	Solicitation Guidelines (New)		
Title: Chapter: Article(s): Section(s):	 17, Transportation 1, Department of Transportation - Administration 6, Solicitation R17-1-601 through R17-1-610 (As part of this rulemaking, other Sections may be added, deleted, or amended as necessary.) 		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 3383, September 15, 2006</u>		
	Notice of Proposed Rulemaking:		
	Notice of Final Rulemaking:		
Description:	The Department engages in this rulemaking to adopt rules prescribing formal guidelines for all solicitation activities sought to be conducted on Department property. Although similar solicitation guidelines are set forth in rules promulgated by the Arizona Department of Administration, ADOT buildings are not subject to the ADOA regulations. The Department's need for its own rules on this subject is therefore immediate, due to a sharp increase in the number of requests received from persons and organizations seeking permission to conduct solicitations at high-traffic Motor Vehicle Division Customer Service offices located throughout the state, as well as a corresponding increase in the number of complaints the Department has received about the intrusive nature of these solicitation activities.		
Comments:	jlindley@azdot.gov		
Close of Record:	To be determined		
Council Date:	To be determined	Rule Effective Date*:	To be determined

Rule Package:	USDOT# (Intrastate) (Supplemental)		
Title: Chapter: Article(s): Section(s):	5, Department of Transportation - Commercial Programs 2, Motor Carriers		
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>12 A.A.R. 4349, November 24, 2006</u>		
	Notice of Proposed Rulemaking: 12	A.A.R. 4789, December	<u> 29, 2006</u>
	Notice of Supplemental Proposed Rulemaking: <u>13 A.A.R. 1377, April 20, 2007</u>		
	Notice of Final Rulemaking:		
Description:	In conjunction with the Arizona Department of Public Safety, the Division engages in this rulemaking to amend R17-5-203 to require commercial motor vehicles identified under R17-5-203(B)(3) to obtain a United States Department of Transportation number for intrastate travel within Arizona.		
Comments:	jmquiroz@azdot.gov		
Close of Record:	May 21, 2007		
Council Date:	July 10, 2007	Rule Effective Date*:	Immediate

Rule Package:	Vehicle Registration (Biennial, Staggered, Allocated and Apportioned) (Amend)		
Title: Chapter: Article(s): Section(s):			
A.A.R. Citation:	Notice of Rulemaking Docket Opening: <u>13 A.A.R. 1989</u> , <u>June 8</u> , <u>2007</u>		
	Notice of Proposed Rulemaking: 13 A.A.R. 1977, June 8, 2007		
	Notice of Final Rulemaking:		
Description:	The Division engages in this rulemaking to amend the existing rules to update the rule to conform to current statute, remove unneeded references, update related citations, and reflect modernization in rule drafting style. Changes are also made to ensure conformity to Arizona Administrative Procedures Act, Secretary of State, and Governor's Regulatory Review Council rulemaking format and style requirements.		
Comments:	ccook@azdot.gov		
Close of Record:	July 16, 2007		
Council Date:	October 2, 2007 Rule Effective Date*: December 1, 2007		

^{*}Rule effective dates are approximate. Generally, a rule becomes effective sixty days after filing final with the Secretary of State's Office. However, under certain circumstances in accordance with A.R.S. § 28-1032, the agency may demonstrate that the rules need to be effective immediately upon filing.